



COMMISSION OF THE EUROPEAN COMMUNITIES

Brussels, 14.06.2000
COM(2000) 361 final

2000/0150 (ACC)

Proposal for a

COUNCIL REGULATION

**replacing the annex to Regulation (EC) No 2793/99
on certain procedures for applying the Trade, Development and Co-operation
Agreement between the European Community and the Republic of South Africa**

(presented by the Commission)

EXPLANATORY MEMORANDUM

When published, Council Regulation (EC) No 2793/99 contained a number of material errors in its annex. The present proposal would correct those errors and update certain Combined Nomenclature codes.

The following corrections are necessary in all languages:

“In the Annex, in the sixth column:

- at order No 09.1803, replace “50 MFN or 80 GSP ⁽³⁾” by “50 MFN or 20 GSP ⁽³⁾”
- at order No 09.1805, replace “50 MFN or 80 GSP ⁽³⁾” by “50 MFN or 20 GSP ⁽³⁾”
- at order No 09.1809, replace “25 MFN ⁽³⁾” by “75 MFN”

Other corrections to the Annex should be made in individual languages:

German only - 5th column, 09.1819, replace “7 000 Tonnen” by “700 Tonnen”,

- 6th column, 09.1825, insert the tariff reduction “100”.

English only - 5th column, 09.1821, replace “700 tonnes” by “5 000 tonnes”,

- 5th column, 09.1825, insert “agf 3 %”.

Greek only - 5th column, 09.1819, replace “7 000 τόνοι μεικτό βάρος” by “700 τόνοι”

- 5th column, 09.1821, replace “5 000 τόνοι μεικτό βάρος” by “5 000 τόνοι”,

- 5th column, 09.1825, replace “σ.ε.α 3 %” by “σ.ε.α 5 %”.

The following Combined Nomenclature codes are updated:

<u>Old</u>	<u>New</u>
0603 10 15	0603 10 30
0603 10 51	0603 10 10
0603 10 65	0603 10 50
0603 10 29	0603 10 80
0603 10 69	0603 10 80

Proposal for a

COUNCIL REGULATION

**replacing the annex to Regulation (EC) No 2793/99
on certain procedures for applying the Trade, Development and Co-operation
Agreement between the European Community and the Republic of South Africa**

THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty establishing the European Community and in particular Article 133 thereof,

Having regard to the proposal from the Commission,

Whereas:

- (1) The annex of Council Regulation (EC) No 2793/99 of 17 December 1999 on certain procedures for applying the Trade, Development and Co-operation Agreement between the European Community and the Republic of South Africa¹, as published in the Official Journal of 30 December 1999, contained material errors, and those errors should be corrected.
- (2) Commission Regulation (EC) No 2204/1999 of 12 October 1999 amending Annex I to Council Regulation (EEC) No 2658/87 on the tariff and statistical nomenclature and on the Common Customs Tariff² embodies new elements which affect the annex mentioned in recital 1; it is convenient to adapt the Combined Nomenclature codes mentioned in that annex to those applicable from 1 January 2000,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex of Regulation (EC) No 2793/99 shall be replaced by the Annex to this regulation.

¹ OJ L 337, 30.12.1999, p.29

² OJ L 278, 28.10.1999, p.1.

Article 2

This Regulation shall enter into force on the day following that of its publication in the *Official Journal of the European Communities*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels,

For the Council

ANNEX

concerning products referred to in Article 2

Notwithstanding the rules for the interpretation of the combined nomenclature, the wording for the description of the products is to be considered as having no more than an indicative value, the preferential scheme being determined, within the context of this Annex, by the coverage of the CN codes. Where ex CN codes are indicated, the preferential scheme is to be determined by application of the CN code and corresponding description taken together.

Order No	CN code	Taric code	Description	Annual tariff quota volume, and annual growth factor⁽¹⁾⁽²⁾	Tariff quota duty (% reduction)
09. 1803	0603 10 30 0603 10 10 0603 10 50		Fresh orchids, from 1.6 to 31.10 Fresh roses, from 1.1 to 31.5, from 1.11 to 31.12 Fresh chrysanthemums, from 1.1 to 31.5, and from 1.11 to 31.12	500 tonnes (agf 3 %)	50 MFN or 20 GSP ⁽³⁾
09. 1805	0603 10 80		Other fresh flowers, from 1.6 to 31.10	600 tonnes (agf 3 %)	50 MFN or 20 GSP ⁽³⁾
09. 1807	ex0603 10 80	30	Proteas, from 1.1 to 31.5, and from 1.11 to 31.12	900 tonnes (agf 5 %)	100
09. 1809	0603 90 00		Other than fresh flowers	500 tonnes (agf 3 %)	75 MFN
09. 1811	0811 10 90		Strawberries, frozen	250 tonnes (agf 3 %)	100

Order No	CN code	Taric code	Description	Annual tariff quota volume, and annual growth factor ⁽¹⁾⁽²⁾	Tariff quota duty (% reduction)
09. 1813	2008 40 51		Pears, not containing added spirit	40 000 tonnes gross weight (agf 3 %)	50 MFN
	2008 40 59				
	2008 40 71				
	2008 40 79				
	2008 40 91				
	2008 40 99				
	2008 50 61		Apricots, not containing added spirit		
	2008 50 69				
	2008 50 71				
	2008 50 79				
	2008 50 92				
	2008 50 94				
	2008 50 99				
	2008 70 61		Peaches, not containing added spirit		
	2008 70 69				
	2008 70 71				
	2008 70 79				
	2008 70 92				
	2008 70 94				
	2008 70 99				

Order No	CN code	Taric code	Description	Annual tariff quota volume, and annual growth factor ⁽¹⁾⁽²⁾	Tariff quota duty (% reduction)
09. 1815	2008 92 59 2008 92 74 2008 92 78 2008 92 98		Mixtures of fruit, other than tropical fruit	18 000 tonnes gross weight (agf 3 %)	50 MFN
09. 1817	2008 92 72		Mixtures of tropical fruit	2 000 tonnes gross weight (agf 3 %)	50 MFN
09. 1819	2009 11 99		Frozen orange juice	700 tonnes (agf 3 %)	50 MFN
09. 1821	2009 40 30 2009 70 11 2009 70 19 2009 70 30 2009 70 91 2009 70 93 2009 70 99		Pineapple juice Apple juice	5 000 tonnes (agf 3 %)	50 MFN
09. 1823	ex2204 10 19 ex2204 10 99	91,99 91,99	Sparkling wine	450 000 litres (agf 5 %)	100

Order No	CN code	Taric code	Description	Annual tariff quota volume, and annual growth factor⁽¹⁾⁽²⁾	Tariff quota duty (% reduction)
09. 1825	2204 21 79		Other wine	32 000 000 litres (agf 3 %)	100
	2204 21 80				
	2204 21 83				
	2204 21 84				
09.1827	7202 41 10		Ferro-chromium, containing by weight more than 4 % of carbon	515 000 tonnes	100
	7202 41 91				
	7202 41 99				

⁽¹⁾ Annual growth factor (agf) = % of base year volume

⁽²⁾ Net weight, unless otherwise stated

⁽³⁾ Whichever results in the lower duty applicable

FINANCIAL STATEMENT

1. TITLE OF OPERATION

Proposal for a Council Regulation (EC) on certain procedures for applying the Co-operation Agreement between the European Community and the Republic of South Africa.

2. BUDGET HEADING INVOLVED

Chapter 12, Article 120

3. LEGAL BASIS

Article 133 of the Treaty

4. DESCRIPTION OF OPERATION

4.1 General objective

To ensure the correct publication of the Annex to Regulation (EC) No 2793/99.

5. FINANCIAL IMPACT

This Regulation does not entail any financial losses or gains, other than those foreseen in the financial statement made on the occasion of the Decision adopting the Agreement.

6. FRAUD PREVENTION MEASURES

The fraud prevention measures contained in Regulation (EC) No 2793/99 are unaffected by this proposal.
